

JUL 12 2005

**SIROTE**  
— & —  
**PERMUTT**  
A PROFESSIONAL CORPORATION

2311 HIGHLAND AVENUE SOUTH  
POST OFFICE BOX 55727  
BIRMINGHAM, ALABAMA 35255-5727  
TELEPHONE (205) 930-5100  
FACSIMILE (205) 930-5101

**FAX COVER SHEET**

Date: July 12, 2005

Client/Matter #: 046538-2

4849

<b>RECIPIENT INFO</b>	Name:	Examiner J. Merek	Fax #:	703-872-9306
			Long Distance?	<input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
	Company:	USPTO	Telephone #:	

<b>SENDER INFO</b>	From:	C. Brandon Browning	Telephone #:	(205) 930-5141
	Location:	Birmingham	Fax #:	(205) 930-5101

<b>MESSAGE</b>	<b>Re: Serial No. 10/616,119</b>
----------------	----------------------------------

Number of Pages (Including Cover Sheet): 13

If you do not receive all pages, please call (205) 930-5240.

Original documents:

- ☒ will not follow unless requested  
☐ will follow by mail  
☐ will follow by courier


Return FAX to: Traci

Office #: 338

Extension #: 5141

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service. Thank you.

C:\Pmram Files\Microsoft Office\Templates\S&amp;P\FaxCover.dot

<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>					Docket No. <b>046538-00002</b>	
Applicant(s): <b>Brian Edward Unkenholz</b>						
Application No. <b>10/616,119</b>	Filing Date <b>7/9/2003</b>	Examiner <b>J. Merek</b>	Customer No. <b>26359</b>	Group Art Unit <b>3727</b>	Confirmation No. <b>2199</b>	
Invention: <b>DRINKING VESSEL</b>						
<b>COMMISSIONER FOR PATENTS:</b>						
Transmitted herewith is an amendment in the above-identified application.						
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27						
The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	19 -	23 -	0	x \$25.00	\$0.00	
INDEP. CLAIMS	3 -	3 -	0	x \$100.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. <b>501346</b> <input type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 Signature <b>C. Brandon Browning, Reg. No. 44,570</b> <b>Sirote &amp; Permutt, P.C.</b> <b>P.O. Box 55127</b> <b>Birmingham, AL 35255-5127</b> <b>205-930-5141</b> <b>Fax: 205-930-5101</b>			Dated: <b>7/12/2005</b> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;">             I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____              (Date)              _____              Signature of Person Mailing Correspondence              _____              Typed or Printed Name of Person Mailing Correspondence           </div>			
cc:						

RECEIVED  
CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUL 12 2005

In re: Application of

Brian Edward Unkenholz

U.S. Serial No. 10/616,119

Filed: July 9, 2003

For: DRINKING VESSEL

Examiner: Joseph C. Merek

Group Art Unit: 3727

Confirmation No. 2199

Post Office Box 55727  
Birmingham, Alabama 35255-5727  
July 12, 2005

Commissioner for Patents  
Mail Stop Amendment  
Alexandria, VA 22313-1450

AMENDMENT AFTER FINAL REJECTION

Sir:

In response to the second telephone interview of May 27, 2005 and the Office action mailed June 29, 2005, applicant proposes amending the above-identified application as follows:

**Proposed Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 7 of this paper.

DOCSBHMA1306825\1\

